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<p>1 Confidential - A. Qurei</p> <p>2 step out, so, if you want to, note the</p> <p>3 time. I'm not trying to --</p> <p>4 MR. STEINER: How long do you</p> <p>5 anticipate the record will be?</p> <p>6 MR. ROCHON: Two minutes, three</p> <p>7 minutes.</p> <p>8 (Thereupon, the witness, Mr. McAleer,</p> <p>9 and the two interns leave the conference</p> <p>10 room.)</p> <p>11 MR. ROCHON: For the record, the</p> <p>12 interns filed out with the witness, and</p> <p>13 Mr. McAleer, to figure out what to do</p> <p>14 about that.</p> <p>15 The witness is correct that this is</p> <p>16 completely irrelevant to this litigation.</p> <p>17 We're talking about a case that happened</p> <p>18 in 2002. You've got theories about the</p> <p>19 funding of Al-Aqsa. You've got theories</p> <p>20 about Fatah.</p> <p>21 Obviously you've got some -- so yes,</p> <p>22 I do want to have a proffer from you as to</p> <p>23 where this is going. I think the witness</p> <p>24 is absolutely correct in his reaction, and</p> <p>25 I'm not surprised at it.</p>	<p>1 Confidential - A. Qurei</p> <p>2 with brother counsel and on other cases.</p> <p>3 We are not here to gather discovery for</p> <p>4 other cases. We're here to gather</p> <p>5 discovery for the Saperstein case.</p> <p>6 I will ask that the questions at</p> <p>7 least have some tangible relevance to the</p> <p>8 Saperstein case.</p> <p>9 (Thereupon, an informal discussion was</p> <p>10 held off the record.)</p> <p>11 MR. ROCHON: If you want, I can have</p> <p>12 Mr. McAleer bring the witness back.</p> <p>13 MR. STEINER: No. I will respond to</p> <p>14 your argument briefly.</p> <p>15 It's our position that the PLO,</p> <p>16 obviously, is the defendant in this</p> <p>17 action, and their assets, their funding,</p> <p>18 and their possible links to the other</p> <p>19 organizations which are named and have</p> <p>20 come up during the course of this dispute,</p> <p>21 and the function of those organizations is</p> <p>22 all ripe, pertinent, and relevant to the</p> <p>23 subject matter at hand. That's our</p> <p>24 response.</p> <p>25 MR. ROCHON: The board of directors</p>
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<p>1 Confidential - A. Qurei</p> <p>2 You're talking about an organization</p> <p>3 in 1995, Samed. This may be of interest</p> <p>4 to plaintiffs in other cases, but it is</p> <p>5 irrelevant to the Saperstein case.</p> <p>6 MR. STEINER: I'm not sure I'm</p> <p>7 required to give you a proffer.</p> <p>8 While your position is certainly one</p> <p>9 to which you're entitled, and the witness</p> <p>10 is certainly entitled to his position, you</p> <p>11 are still required, as you know, to</p> <p>12 respond to the questions.</p> <p>13 The arguments regarding relevance may</p> <p>14 become ripe at a future date, and his</p> <p>15 reluctance and refusal to answer at this</p> <p>16 time is inappropriate and in violation of</p> <p>17 the rules governing this deposition.</p> <p>18 MR. ROCHON: So far he hasn't refused</p> <p>19 to answer any questions. I will say I am</p> <p>20 well aware of counsel handling other</p> <p>21 matters with the fascination of Samed of</p> <p>22 some of the plaintiff's counsel in other</p> <p>23 cases, but it is irrelevant to this case.</p> <p>24 This is not a case about overall</p> <p>25 assets. I've been through this litigation</p>	<p>1 Confidential - A. Qurei</p> <p>2 of Samed in 1995, and who was chosen and</p> <p>3 how, has nothing to do with where the</p> <p>4 money went. If you're asking him about</p> <p>5 where the money is, what the money was</p> <p>6 for, what happened to the funding, get to</p> <p>7 it.</p> <p>8 I didn't object to funding questions,</p> <p>9 and I won't. That's what you've said was</p> <p>10 part of your theory, but this has nothing</p> <p>11 to do with your theory.</p> <p>12 Now, we can agree to disagree</p> <p>13 gentlemanly, as we have. I will have the</p> <p>14 witness come in. I'm not directing him</p> <p>15 not to answer, but --</p> <p>16 MR. STEINER: I will state I'm not</p> <p>17 consenting it's necessary at this time</p> <p>18 that I do have and have seen information</p> <p>19 which clearly states that large amounts of</p> <p>20 funds that were intended for the PLO and</p> <p>21 for the PA and for Fatah were actually</p> <p>22 deposited in accounts which were named to</p> <p>23 personal individuals, including this</p> <p>24 individual (indicating), who is the</p> <p>25 witness before us today.</p>

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<p>1 Confidential - A. Qurei</p> <p>2 MR. ROCHON: If you want to ask him</p> <p>3 about that, ask him.</p> <p>4 MR. STEINER: I will get to that, but</p> <p>5 I think I have enough of a good-cause</p> <p>6 reason to delve into the other board</p> <p>7 members who also might have had accounts</p> <p>8 in their own names, knowing that this</p> <p>9 individual had his, which handled assets</p> <p>10 that were intended for the PLO and the PA.</p> <p>11 MR. ROCHON: The curiosity of</p> <p>12 plaintiff's counsel with PLO funding is</p> <p>13 interesting, and I'm sure fascinating, but</p> <p>14 not related to Mr. Saperstein, and none of</p> <p>15 these questions go to that, and there's no</p> <p>16 connection to Mr. Saperstein.</p> <p>17 MR. STEINER: Okay.</p> <p>18 MR. ROCHON: Now we're agreeing to</p> <p>19 disagree, so we can have the witness come</p> <p>20 in.</p> <p>21 (Thereupon, an informal discussion was</p> <p>22 held off the record.)</p> <p>23 MR. ROCHON: The court reporter has</p> <p>24 asked for a restroom break. Let's go off.</p> <p>25 MR. STEINER: Can we go off for five</p>	<p>1 Confidential - A. Qurei</p> <p>2 in an attempt to evade the question while indeed you</p> <p>3 did know?</p> <p>4 A. Before you continue, I do not evade. I</p> <p>5 do not -- I'm -- I'm not evasive.</p> <p>6 Q. Okay.</p> <p>7 A. I am speaking straightforward and very</p> <p>8 accurate and correct manner --</p> <p>9 Q. Okay.</p> <p>10 A. -- and I respect the mission on which you</p> <p>11 are -- which you are doing now, but also you are</p> <p>12 supposed to respect my situation and the Authority.</p> <p>13 Q. Sir, while you were being as what you</p> <p>14 described as non-evasive and answering the</p> <p>15 questions, you responded that you don't know who</p> <p>16 these individuals are (indicating), right?</p> <p>17 (Thereupon, the interpreter then</p> <p>18 begins to translate the record into Arabic</p> <p>19 for the witness.)</p> <p>20 MR. ROCHON: Objection.</p> <p>21 (Thereupon, the interpreter continues</p> <p>22 to translate the record into Arabic to the</p> <p>23 witness.)</p> <p>24 MR. ROCHON: Objection,</p> <p>25 mischaracterizes the testimony.</p>
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<p>1 Confidential - A. Qurei</p> <p>2 minutes?</p> <p>3 THE VIDEOGRAPHER: Off the record.</p> <p>4 The time is 12:15.</p> <p>5 (Recess taken at 12:15 p.m.)</p> <p>6 (Resumed at 12:29 p.m.)</p> <p>7 THE VIDEOGRAPHER: Back on the</p> <p>8 record. The time is 12:29. This begins</p> <p>9 Tape No. 3 in the deposition of Ahmed</p> <p>10 Qurei.</p> <p>11 BY MR. STEINER:</p> <p>12 Q. Sir, we've had approximately a ten-minute</p> <p>13 break, during which time you were out of the room</p> <p>14 together with your attorneys.</p> <p>15 And I'm wondering upon your return if any of</p> <p>16 your responses regarding who these individuals named</p> <p>17 in Exhibit 1 are and what positions they hold now or</p> <p>18 have ever held in the PLO and/or Palestinian</p> <p>19 Authority are.</p> <p>20 A. First of all, I consider this a private</p> <p>21 Palestinian matter. This is a private matter of the</p> <p>22 Palestinian National Authority, and I don't believe</p> <p>23 that this is the place to -- to engage in discussion</p> <p>24 of that nature.</p> <p>25 Q. So, sir, did you respond "I don't know"</p>	<p>1 Confidential - A. Qurei</p> <p>2 MR. STEINER: He said he's not</p> <p>3 evasive and he was answering the</p> <p>4 questions.</p> <p>5 MR. ROCHON: You said that he</p> <p>6 testified he didn't know who these people</p> <p>7 are.</p> <p>8 MR. STEINER: He said he didn't</p> <p>9 know --</p> <p>10 MR. ROCHON: He testified he didn't</p> <p>11 know what position they held.</p> <p>12 MR. STEINER: -- and -- but the</p> <p>13 record will speak to that.</p> <p>14 BY MR. STEINER:</p> <p>15 Q. You testified you don't know what</p> <p>16 positions these individuals (indicating) have held,</p> <p>17 right?</p> <p>18 That's what you said, isn't it?</p> <p>19 A. (No response).</p> <p>20 Q. Sir, I need you to respond yes or no, or</p> <p>21 any other response you would like to give.</p> <p>22 A. I don't know.</p> <p>23 Q. The last name on the document before you</p> <p>24 is Hassan Ibrahim Hassan Abu Lebdeh, isn't it?</p> <p>25 A. Yes.</p>

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<p>1 Confidential - A. Qurei</p> <p>2 Q. And while you were prime minister, he was</p> <p>3 your director general, wasn't he?</p> <p>4 A. If you know that, why are you asking?</p> <p>5 Q. Was he your director general while you</p> <p>6 were prime minister, sir?</p> <p>7 A. Please, ask me about myself. Don't ask</p> <p>8 me about others.</p> <p>9 Q. Sir, you responded that you are not</p> <p>10 evasive and that you are answering the questions,</p> <p>11 and earlier, when I asked you what positions these</p> <p>12 people held, you told me you do not know --</p> <p>13 MR. ROCHON: Excuse me, Counsel.</p> <p>14 He's giving an answer.</p> <p>15 MR. STEINER: I'm not finished with</p> <p>16 my question.</p> <p>17 MR. ROCHON: You had.</p> <p>18 At least give the interpreter a</p> <p>19 chance to translate it.</p> <p>20 MR. STEINER: Well, I will ask the</p> <p>21 question.</p> <p>22 (Thereupon, the interpreter then</p> <p>23 continues to translate the record into</p> <p>24 Arabic for the witness.)</p> <p>25 THE WITNESS: Yes, I have been</p>	<p>1 Confidential - A. Qurei</p> <p>2 held off the record.)</p> <p>3 THE REPORTER: Thank you.</p> <p>4 BY MR. STEINER:</p> <p>5 Q. Do you know who that individual is, sir?</p> <p>6 A. I don't want to answer any of these</p> <p>7 (indicating).</p> <p>8 Q. Okay, so is your answer that --</p> <p>9 Having stated your reluctance to answer these</p> <p>10 questions, are you indeed aware of who these</p> <p>11 individuals are and what positions they held?</p> <p>12 A. I'm not answering.</p> <p>13 Q. And are you not answering because you are</p> <p>14 trying to protect these individuals?</p> <p>15 A. Why -- from what should I put -- why</p> <p>16 would I protect them? For what? From what am I</p> <p>17 protecting them?</p> <p>18 What is the case? What are you asking about?</p> <p>19 What is the subject matter here? I don't -- I don't</p> <p>20 understand.</p> <p>21 Q. The question, sir, is I want you to</p> <p>22 explain --</p> <p>23 A. I don't believe --</p> <p>24 (Thereupon, an informal discussion was</p> <p>25 held off the record.)</p>
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<p>1 Confidential - A. Qurei</p> <p>2 answering, and still answering the</p> <p>3 questions.</p> <p>4 BY MR. STEINER:</p> <p>5 Q. One of your answers is you don't know</p> <p>6 what positions these individuals held, right?</p> <p>7 A. (No response).</p> <p>8 Q. That was your answer? "I don't know"?</p> <p>9 A. Hmm.</p> <p>10 Q. Well, didn't you know Mr. Hassan Ibrahim</p> <p>11 Hassan Abu Lebdeh was your director general?</p> <p>12 A. I am an old man, and I started to forget.</p> <p>13 Q. Very well, sir.</p> <p>14 Are you now reminded that indeed he was your</p> <p>15 director general?</p> <p>16 A. Yes.</p> <p>17 Q. And are you now able to tell me, if I can</p> <p>18 have the interpreter re-read to me the second name</p> <p>19 which appears under the witness's name?</p> <p>20 THE INTERPRETER: The second name on</p> <p>21 the list?</p> <p>22 MR. STEINER: Yes.</p> <p>23 THE INTERPRETER: Okay. Engineer</p> <p>24 Fadel Saed Mohammed Kaawash.</p> <p>25 (Thereupon, an informal discussion was</p>	<p>1 Confidential - A. Qurei</p> <p>2 THE WITNESS: I am objecting again to</p> <p>3 the word "protect," because they are not</p> <p>4 accused.</p> <p>5 BY MR. STEINER:</p> <p>6 Q. Well, is it a fear that they may be</p> <p>7 accused of something?</p> <p>8 A. This is our business (indicating). This</p> <p>9 is Palestinian affair. If they become accused, we</p> <p>10 will take necessary steps.</p> <p>11 Q. Sir, I'm a lawyer from New York, and I'm</p> <p>12 representing a Mr. Moshe Saperstein, who was a</p> <p>13 victim of a terrorist attack that occurred in the</p> <p>14 Gaza Strip in 2002.</p> <p>15 I'm here under the authority of the federal</p> <p>16 courts of the United States of America to ask you</p> <p>17 questions, and I would appreciate it if you could</p> <p>18 please answer my questions.</p> <p>19 A. That's why you should ask about -- you</p> <p>20 should stick to the subject. This is irrelevant to</p> <p>21 the subject.</p> <p>22 Q. I will decide what questions I'm going to</p> <p>23 ask and what questions I believe are relevant.</p> <p>24 A. And I'm going to decide what questions to</p> <p>25 answer.</p>

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<p>1 Confidential - A. Qurei</p> <p>2 Q. If you don't answer --</p> <p>3 If you decide not to answer a question, I would</p> <p>4 ask that you state that, that "I refuse to answer,"</p> <p>5 and not mislead people by stating you don't know.</p> <p>6 MR. ROCHON: Objection.</p> <p>7 (Thereupon, the interpreter then</p> <p>8 begins to translate the record into Arabic</p> <p>9 for the witness.)</p> <p>10 MR. ROCHON: Objection.</p> <p>11 THE WITNESS: I will say what I want.</p> <p>12 I will say what I want. No one tells me</p> <p>13 what to say.</p> <p>14 MR. ROCHON: Objection. I suggest we</p> <p>15 take a break. I will try to instruct the</p> <p>16 witness.</p> <p>17 Your colleagues, I can hear, are</p> <p>18 making noises and are upset about this.</p> <p>19 If they could keep that noise to</p> <p>20 themselves --</p> <p>21 MR. STEINER: Let's take a break.</p> <p>22 Note the time.</p> <p>23 THE VIDEOGRAPHER: The time is 12:36.</p> <p>24 Off the record.</p> <p>25 (Thereupon, an informal discussion was</p>	<p>1 Confidential - A. Qurei</p> <p>2 However, I request that he not be</p> <p>3 evasive and that he be forthright and that</p> <p>4 he answer questions, and what had actually</p> <p>5 transpired is he repeatedly stated that he</p> <p>6 does not know the individuals on this</p> <p>7 document (indicating).</p> <p>8 After stating such, he was confronted</p> <p>9 with the fact that one of the individuals</p> <p>10 was indeed his director general, and he</p> <p>11 blamed his failure to know that on his</p> <p>12 age.</p> <p>13 THE WITNESS: What does it help you</p> <p>14 in this?</p> <p>15 MR. ROCHON: The name --</p> <p>16 THE WITNESS: What help does this</p> <p>17 give you?</p> <p>18 What is the issue here? What case</p> <p>19 are we here for, just so I know?</p> <p>20 MR. STEINER: Sir, we are here, as I</p> <p>21 stated, because I am a lawyer --</p> <p>22 (Thereupon, an informal discussion was</p> <p>23 held off the record.)</p> <p>24 MR. STEINER: To respond to the</p> <p>25 witness, I am a lawyer from New York, and</p>
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<p>1 Confidential - A. Qurei</p> <p>2 held off the record.)</p> <p>3 (Recess taken at 12:36 p.m.)</p> <p>4 (Resumed at 12:55 p.m.)</p> <p>5 THE VIDEOGRAPHER: Back on the</p> <p>6 record.</p> <p>7 The time is 12:55.</p> <p>8 MR. ROCHON: Okay. Thank you.</p> <p>9 For the record, I have consulted with</p> <p>10 Mr. Qurei, and before he answers any</p> <p>11 further questions that --</p> <p>12 The tone of the exchange before he</p> <p>13 left had gotten unpleasant, and in my</p> <p>14 view, I understand that you don't like</p> <p>15 that Mr. Qurei has not answered the</p> <p>16 questions the way you wish, but it's</p> <p>17 disrespectful to Mr. Qurei, and I've asked</p> <p>18 counsel to not to be disrespectful to</p> <p>19 Mr. Qurei, even if you don't agree with</p> <p>20 his answers.</p> <p>21 MR. STEINER: It was not my intention</p> <p>22 to be disrespectful to Mr. Qurei. I'm</p> <p>23 just seeking to elicit answers and do my</p> <p>24 utmost to treat -- do my utmost best to</p> <p>25 treat him with respect.</p>	<p>1 Confidential - A. Qurei</p> <p>2 I'm prosecuting an action in which a Jew</p> <p>3 was killed by terrorists in the Gaza</p> <p>4 Strip.</p> <p>5 The defendants on that action are the</p> <p>6 PLO and the Palestinian Authority. I'm</p> <p>7 sorry. A Jew was shot by terrorists, and</p> <p>8 another Jew was killed, and I'm</p> <p>9 prosecuting an action on behalf of the</p> <p>10 Jew, Moshe Saperstein, who was shot.</p> <p>11 Under the authority of the federal</p> <p>12 courts of the United States of America, my</p> <p>13 intention, sir, is in the most respectful</p> <p>14 way possible to ask you questions.</p> <p>15 MR. ROCHON: Mr. Steiner, you put</p> <p>16 that in a political way.</p> <p>17 THE WITNESS: I do not see that</p> <p>18 respect.</p> <p>19 MR. ROCHON: Yes, and I -- and I</p> <p>20 agree with the witness. You've put that</p> <p>21 in a political way, referencing terror and</p> <p>22 the -- and the religion of the victims,</p> <p>23 which is not pertinent to the claims.</p> <p>24 It's not part of the claims.</p> <p>25 It's done to possibly try to</p>

<p style="text-align: right;">Page 98</p> <p>1 Confidential - A. Qurei</p> <p>2 antagonize or inflame the witness, and if</p> <p>3 you wish to get answers, I suggest you</p> <p>4 just try to ask the questions you have,</p> <p>5 and we will move forward.</p> <p>6 If the witness doesn't answer a</p> <p>7 question to your satisfaction and you want</p> <p>8 to document that, feel free to do so, but</p> <p>9 don't try to antagonize him.</p> <p>10 BY MR. STEINER:</p> <p>11 Q. Sir, did any of the individuals who are</p> <p>12 listed in Exhibit 1 ask you not to discuss what</p> <p>13 their status was in the Palestinian Authority or the</p> <p>14 PLO?</p> <p>15 A. No, but because of my responsibility and</p> <p>16 my position, I do not discuss people with any in the</p> <p>17 world, with any lawyer in the world.</p> <p>18 If there is a specific case, I will answer</p> <p>19 questions in all honesty about that particular case.</p> <p>20 Q. What was Marwan Barghouti?</p> <p>21 A. And this is not a secret. This is no</p> <p>22 secret. This is National Authority.</p> <p>23 MR. ROCHON: For the record, when he</p> <p>24 said "this," he was handling the</p> <p>25 Plaintiff's Exhibit 1.</p>	<p style="text-align: right;">Page 100</p> <p>1 Confidential - A. Qurei</p> <p>2 produced -- should have been produced by</p> <p>3 the defendants in response to a</p> <p>4 plaintiff's request, and I asked you for</p> <p>5 what those requests were.</p> <p>6 I understand this to be a document</p> <p>7 also related to Samed, and I would note</p> <p>8 that of the well over a hundred total</p> <p>9 number of interrogatories and document</p> <p>10 requests that have been propounded to us</p> <p>11 by the plaintiffs in this case, not one of</p> <p>12 them has been in reference to Samed.</p> <p>13 There is certainly nothing that has</p> <p>14 been requested of us in that regard, so</p> <p>15 this is not a failure of production by us.</p> <p>16 We also, therefore, because it hasn't been</p> <p>17 produced to us, question the authenticity</p> <p>18 of this document, which is in Arabic,</p> <p>19 which I don't read, or the date of this</p> <p>20 document, which I understand is not on it,</p> <p>21 according to the brief look at it from our</p> <p>22 translator.</p> <p>23 Counsel, you have an obligation under</p> <p>24 the discovery rules to provide documents</p> <p>25 for a host of reasons, not just document</p>
<p style="text-align: right;">Page 99</p> <p>1 Confidential - A. Qurei</p> <p>2 MR. STEINER: Thank you.</p> <p>3 I would like to have this marked</p> <p>4 Exhibit 2, please (indicating).</p> <p>5 (Thereupon, a document was marked by</p> <p>6 the reporter as Plaintiff's Qurei Exhibit 2</p> <p>7 for identification.)</p> <p>8 THE WITNESS: Yes.</p> <p>9 BY MR. STEINER:</p> <p>10 Q. Sir, the column with the caption on the</p> <p>11 top states "Shareholders," doesn't it?</p> <p>12 A. Yes.</p> <p>13 Q. And that's a document -- Exhibit 2 --</p> <p>14 which depicts the shareholders that are presently</p> <p>15 the shareholders in the corporation that we've been</p> <p>16 discussing?</p> <p>17 The new Samed, correct?</p> <p>18 A. Yes.</p> <p>19 MR. ROCHON: All right.</p> <p>20 Just note the objection that this</p> <p>21 also is a document that was not produced</p> <p>22 that would have been subject to document</p> <p>23 requests.</p> <p>24 You had previously suggested that</p> <p>25 our -- that Exhibit 1 should not have been</p>	<p style="text-align: right;">Page 101</p> <p>1 Confidential - A. Qurei</p> <p>2 requests, but there are affirmative</p> <p>3 obligations under the federal rules.</p> <p>4 If this deposition is going to become</p> <p>5 a series of documents by surprise, let us</p> <p>6 know, but that's not an appropriate way to</p> <p>7 proceed, and there's nothing wrong with us</p> <p>8 having had the opportunity to prepare a</p> <p>9 witness with documents that are in the</p> <p>10 case.</p> <p>11 So the idea of doing discovery by</p> <p>12 surprise in the deposition of a</p> <p>13 74-year-old gentleman is just</p> <p>14 completely -- dealing with documents, some</p> <p>15 of them that go back 15 years, is</p> <p>16 improper, and it's unfair to the witness.</p> <p>17 MR. STEINER: It is -- this is --</p> <p>18 MR. ROCHON: Now, are you going to</p> <p>19 make proffer as to the date, the</p> <p>20 provenance, or the authenticity of this</p> <p>21 document?</p> <p>22 MR. STEINER: This is a document that</p> <p>23 we've just become in receipt of, that</p> <p>24 we've just received.</p> <p>25 MR. ROCHON: I don't know if you</p>

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<p>1 Confidential - A. Qurei</p> <p>2 picked it up on the sidewalk, or if you</p> <p>3 have a representation as to the provenance</p> <p>4 of the document.</p> <p>5 MR. STEINER: Well, the witness just</p> <p>6 described what the document was.</p> <p>7 MR. ROCHON: The witness didn't</p> <p>8 describe the date or the authenticity of</p> <p>9 the document.</p> <p>10 MR. STEINER: We will get to that.</p> <p>11 We will get to that.</p> <p>12 MR. ROCHON: I'm sorry? You said you</p> <p>13 will get to that?</p> <p>14 MR. STEINER: Yeah.</p> <p>15 MR. ROCHON: Okay.</p> <p>16 Are you making a proffer to me as</p> <p>17 brother counsel as to a document you are</p> <p>18 producing for the first time today, as to</p> <p>19 the provenance of this document?</p> <p>20 MR. STEINER: I've given you the</p> <p>21 document.</p> <p>22 If you want to take a few minutes and</p> <p>23 go over it with your translator, that's</p> <p>24 fine. Would you like to do that?</p> <p>25 MR. ROCHON: I've asked you about the</p>	<p>1 Confidential - A. Qurei</p> <p>2 begins to translate the record into Arabic</p> <p>3 for the witness.)</p> <p>4 THE WITNESS: They are not current</p> <p>5 shareholders, because it's over. It's</p> <p>6 dissolved.</p> <p>7 BY MR. STEINER:</p> <p>8 Q. Okay. When was it dissolved?</p> <p>9 A. About two years ago. About two years</p> <p>10 ago.</p> <p>11 Q. Why was it dissolved?</p> <p>12 A. That's what we decided.</p> <p>13 Is it concern to you why? Do I ask you about</p> <p>14 any Israeli institutions, why they were dissolved?</p> <p>15 Or American institutions? It was decided that it be</p> <p>16 dissolved.</p> <p>17 Q. Did the corporation exist between October</p> <p>18 2000 and February 2002?</p> <p>19 A. Yes.</p> <p>20 Q. And while it existed between those dates,</p> <p>21 were these the shareholders (indicating), those</p> <p>22 depicted on Exhibit 2?</p> <p>23 A. I believe so, but I am not completely</p> <p>24 sure.</p> <p>25 MR. STEINER: Okay.</p>
Page 103	Page 105
<p>1 Confidential - A. Qurei</p> <p>2 provenance. My translator can't help me</p> <p>3 as to the authenticity or the date of the</p> <p>4 document, which doesn't appear on it, nor</p> <p>5 on its face, unlike the first document,</p> <p>6 which is purported to have a seal.</p> <p>7 MR. STEINER: I will continue with my</p> <p>8 questions.</p> <p>9 BY MR. STEINER:</p> <p>10 Q. Sir, you've already agreed that this is</p> <p>11 an updated list of the current shareholders of</p> <p>12 Samed, correct?</p> <p>13 A. Not updated? Not updated? Since when?</p> <p>14 This is from the '90s, as far as I believe.</p> <p>15 Q. Why do you say that?</p> <p>16 A. Because after that, nothing happened. I</p> <p>17 don't remember.</p> <p>18 MR. STEINER: Can you read back three</p> <p>19 or four questions ago when I asked the</p> <p>20 witness if this is an updated list, and he</p> <p>21 said "yes"?</p> <p>22 (Whereupon, the requested portion of</p> <p>23 the record was read back by the court</p> <p>24 reporter.)</p> <p>25 (Thereupon, the interpreter then</p>	<p>1 Confidential - A. Qurei</p> <p>2 I would ask the interpreter to recite</p> <p>3 the name of the first individual on the</p> <p>4 document to the witness.</p> <p>5 THE INTERPRETER: Abdul Aziz (last</p> <p>6 name unintelligible).</p> <p>7 BY MR. STEINER:</p> <p>8 Q. Are you familiar with that gentleman,</p> <p>9 sir?</p> <p>10 A. Are we back to the same questions? Are</p> <p>11 we back to the same questions?</p> <p>12 Q. Are you refusing to answer whether or not</p> <p>13 you are familiar with that gentleman, sir?</p> <p>14 A. I have not refused. I have neither</p> <p>15 refused nor accepted.</p> <p>16 Q. Then --</p> <p>17 A. I would like to get the point. What do</p> <p>18 you want? I am not accused of anything before you.</p> <p>19 Not at all.</p> <p>20 I am here to be questioned regarding a</p> <p>21 particular case as a Palestinian official, and I've</p> <p>22 been answering.</p> <p>23 Q. Will you tell me who these individuals</p> <p>24 are and what positions they held in the PLO or the</p> <p>25 Palestinian Authority between October 2000 and</p>

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<p>1 Confidential - A. Qurei</p> <p>2 February of 2002?</p> <p>3 A. I can hardly remember what happened last</p> <p>4 year. Many events have been happening, much more</p> <p>5 important than this (indicating).</p> <p>6 (Thereupon, an informal discussion was</p> <p>7 held off the record.)</p> <p>8 BY MR. STEINER:</p> <p>9 Q. What happened to the assets of the new</p> <p>10 Samed that we're discussing, after it was dissolved</p> <p>11 at the time you say it was dissolved?</p> <p>12 A. It was liquidated, and it went to</p> <p>13 sources.</p> <p>14 Q. Can you tell me please what those sources</p> <p>15 were?</p> <p>16 A. Sources.</p> <p>17 Q. Such as?</p> <p>18 A. The entities that had founded it.</p> <p>19 Q. What entities are those?</p> <p>20 A. Where do you -- what are you trying to</p> <p>21 get? Why are you interfering with the</p> <p>22 Palestinian -- with the Palestinian affairs?</p> <p>23 Q. I've tried my best to explain to you why,</p> <p>24 and I don't think I need to repeat it.</p> <p>25 A. No. You have been explaining things to</p>	<p>1 Confidential - A. Qurei</p> <p>2 answered, and again, I will pose the question,</p> <p>3 and -- and --</p> <p>4 Again, I will pose the question. Who are the</p> <p>5 sources --</p> <p>6 A. Do not pose the question.</p> <p>7 Q. Who are the sources that received the</p> <p>8 assets?</p> <p>9 A. Let's get to the point. Let's cut to the</p> <p>10 chase.</p> <p>11 Q. The point now is for me to determine</p> <p>12 where the money went.</p> <p>13 A. None of your business.</p> <p>14 (Speaking in English) It's not your business.</p> <p>15 Q. Are you refusing to answer?</p> <p>16 A. It's not your business.</p> <p>17 (Speaking in English) Can I ask where your</p> <p>18 money --</p> <p>19 Q. If you were --</p> <p>20 (Thereupon, an informal discussion was</p> <p>21 held off the record.)</p> <p>22 BY MR. STEINER:</p> <p>23 Q. If you were an attorney deposing me, you</p> <p>24 could ask.</p> <p>25 A. I wouldn't be asking you these questions,</p>
Page 107	Page 109
<p>1 Confidential - A. Qurei</p> <p>2 me that are irrelevant to the matter.</p> <p>3 It was liquidated by an official decision.</p> <p>4 Whoever made the decision was in charge of it.</p> <p>5 Q. Sir, what sources did the funds go to</p> <p>6 upon the liquidation of this corporation</p> <p>7 (indicating)?</p> <p>8 A. The sources -- the sources were the</p> <p>9 entities that had founded it.</p> <p>10 Q. And who are they?</p> <p>11 A. It's not -- it's not your right.</p> <p>12 MR. ROCHON: Objection. There's</p> <p>13 already been testimony about that.</p> <p>14 THE WITNESS: This mission is not</p> <p>15 your right.</p> <p>16 BY MR. STEINER:</p> <p>17 Q. Are you then refusing to respond?</p> <p>18 A. No.</p> <p>19 I'm asking that you be employed by us so that</p> <p>20 you can ask such a question.</p> <p>21 Q. I've explained to you the authority under</p> <p>22 which I'm asking you those questions, sir.</p> <p>23 A. And I explained to you what authority I</p> <p>24 am answering under.</p> <p>25 Q. The problem is, sir, you have not</p>	<p>1 Confidential - A. Qurei</p> <p>2 because I respect people.</p> <p>3 Q. Over the course of the existence of the</p> <p>4 new Samed corporation, who, if anybody, did it pay</p> <p>5 dividends to?</p> <p>6 A. What do you mean by "new"? Was there a</p> <p>7 new one and an old one? That's how the Israelis</p> <p>8 classified it.</p> <p>9 Q. By "new" Samed corporation, sir, I mean</p> <p>10 the one that's depicted in the certificate of</p> <p>11 incorporation in Exhibit 1 (indicating), not the one</p> <p>12 which existed in Lebanon.</p> <p>13 A. So this is a new term I am just learning</p> <p>14 from you.</p> <p>15 (Several speakers talk over each other</p> <p>16 at the same time.)</p> <p>17 BY MR. STEINER:</p> <p>18 Q. That's why -- I just thought of this term</p> <p>19 now. I apologize if it's --</p> <p>20 A. (Speaking in English) The new and old,</p> <p>21 because we don't know it. You are more</p> <p>22 sophisticated than us.</p> <p>23 Q. Well, I appreciate your humor and</p> <p>24 sarcasm, sir.</p> <p>25 (Several speakers talk over each other</p>

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<p>1 Confidential - A. Qurei</p> <p>2 at the same time.)</p> <p>3 BY MR. STEINER:</p> <p>4 Q. And perhaps the proceedings need some</p> <p>5 levity, although I do take the subject of my</p> <p>6 client's matter seriously.</p> <p>7 A. I'm not sarcastic. These are new names.</p> <p>8 Q. Sir, I take the injury of my clients</p> <p>9 quite seriously, and I take the damages and pain and</p> <p>10 suffering that he endured seriously.</p> <p>11 A. I take my suffering seriously, too.</p> <p>12 (Speaking in English) More than his suffering.</p> <p>13 Until I arrived here, I suffered.</p> <p>14 Q. Well, sir, I'm here representing --</p> <p>15 A. (Speaking in English) If you would -- if</p> <p>16 you would -- if you would put it in a fair way.</p> <p>17 Q. I am here representing him. I am here</p> <p>18 representing Mr. Moshe Saperstein.</p> <p>19 A. Okay.</p> <p>20 Q. I'm sure you appreciate that.</p> <p>21 A. Okay. All respect.</p> <p>22 Q. Thank you.</p> <p>23 Where did the dividends from the corporation</p> <p>24 which is depicted in Plaintiff's Exhibit 1 go</p> <p>25 (indicating) over the course of the corporation's</p>	<p>1 Confidential - A. Qurei</p> <p>2 Q. I am trying to find out --</p> <p>3 A. You, as an Attorney General, did you come</p> <p>4 for this matter?</p> <p>5 Q. I came to find out at this stage in the</p> <p>6 proceedings where the money went. I am trying to</p> <p>7 find out where the money went.</p> <p>8 A. What business is yours? What business</p> <p>9 yours is where the money is (sic)?</p> <p>10 (Several speakers talk over each other</p> <p>11 at the same time.)</p> <p>12 BY MR. STEINER:</p> <p>13 Q. Are you refusing to answer the question</p> <p>14 about where the money went?</p> <p>15 A. It's none of your business.</p> <p>16 Q. Sir, I have one final question --</p> <p>17 (Thereupon, the witness begins</p> <p>18 speaking to the interpreter in Arabic.)</p> <p>19 THE INTERPRETER: The witness just</p> <p>20 asked the interpreter about the gentleman</p> <p>21 sitting to the right of Mr. Steiner</p> <p>22 (indicating).</p> <p>23 MR. STEINER: This is an attorney,</p> <p>24 Israeli counsel to -- to the plaintiff.</p> <p>25 THE WITNESS: You are welcome.</p>
Page 111	Page 113
<p>1 Confidential - A. Qurei</p> <p>2 existence?</p> <p>3 MR. ROCHON: Objection, assumes a</p> <p>4 fact not in evidence.</p> <p>5 BY MR. STEINER:</p> <p>6 Q. Were there dividends from the</p> <p>7 corporation?</p> <p>8 A. I'm not answering. I'm not answering.</p> <p>9 This question has nothing to do with the subject</p> <p>10 matter.</p> <p>11 (Thereupon, an informal discussion was</p> <p>12 held off the record.)</p> <p>13 THE WITNESS: What are these</p> <p>14 questions?</p> <p>15 BY MR. STEINER:</p> <p>16 Q. Sir, this was an organization in which</p> <p>17 you were the first member listed on the shareholder</p> <p>18 certificate when it was established, right?</p> <p>19 A. Are we back?</p> <p>20 Q. And indeed you were listed --</p> <p>21 A. Please, please.</p> <p>22 Q. You are listed as the head of the board</p> <p>23 of directors?</p> <p>24 A. Please, excuse me. Is this the subject</p> <p>25 matter?</p>	<p>1 Confidential - A. Qurei</p> <p>2 MR. STEINER: I am an attorney from</p> <p>3 New York who is representing him, and he's</p> <p>4 local counsel. He's counsel from Israel.</p> <p>5 THE WITNESS: I am not a lawyer from</p> <p>6 Palestine. I am under the Israeli</p> <p>7 occupation.</p> <p>8 BY MR. STEINER:</p> <p>9 Q. Okay, which may indeed be the last</p> <p>10 question on this subject, sir.</p> <p>11 The corporation that you say was liquidated two</p> <p>12 years ago -- is that the corporation which is</p> <p>13 depicted in Plaintiff's Exhibit 1 (indicating)?</p> <p>14 A. This is the same. The same --</p> <p>15 Q. Okay.</p> <p>16 A. -- institution.</p> <p>17 Q. So this corporation no longer exists?</p> <p>18 That's your testimony?</p> <p>19 A. Finito.</p> <p>20 (Thereupon, an informal discussion was</p> <p>21 held off the record.)</p> <p>22 BY MR. STEINER:</p> <p>23 Q. Sir, it's fair to say that the social and</p> <p>24 economic programs that you engage in for the</p> <p>25 betterment of the Palestinian people requires money,</p>

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<p>1 Confidential - A. Qurei 2 begins to translate the record into Arabic 3 for the witness.) 4 MR. ROCHON: Just one minute. 5 Objection, calls for speculation. 6 THE WITNESS: He -- if he received a 7 salary from the Legislative Council, he 8 wouldn't receive a salary from the 9 movement. 10 If he received a salary from the PA, 11 that -- then it doesn't get paid by the 12 movement. 13 BY MR. STEINER: 14 Q. Did he have an office by virtue of his 15 position with Fatah between October 2000 and 16 February 2002? 17 A. There was the Office of Organization and 18 Mobilization. 19 Q. And that -- was that a Fatah office? 20 A. The Mobilization and Organization, of 21 course. 22 Q. And did Mr. Marwan Barghouti have staff 23 within that office such as assistants, secretaries? 24 A. I really wouldn't know. 25 Q. And --</p>	<p>1 Confidential - A. Qurei 2 (Thereupon, the interpreter begins to 3 translate the question into Arabic for the 4 witness.) 5 MR. ROCHON: Objection. There is -- 6 This is so far afield from this case. 7 This is so far afield, I mean, this is 8 curiosity for some other case. 9 MR. STEINER: Are you directing the 10 witness not to answer? 11 THE WITNESS: I am with Green 12 September. 13 BY MR. STEINER: 14 Q. Who are they? 15 A. Black September? Oh, you mean Green? I 16 am joking. I'm sorry. 17 Q. Are you familiar with that organization, 18 sir? Black September? 19 A. It is not an organization. It's 20 something that came up after September events in 21 Jordan. It doesn't physically exist. There's not 22 physically something called "organization" in that 23 name. 24 (Thereupon, an informal discussion was 25 held off the record.)</p>
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<p>1 Confidential - A. Qurei 2 (Thereupon, an informal discussion was 3 held off the record.) 4 BY MR. STEINER: 5 Q. The office that you described -- who paid 6 the rent for that? 7 A. Which office? 8 Q. The one where you stated previously 9 Mr. Marwan Barghouti conducted his work. 10 (Thereupon, the interpreter then 11 begins to translate the record into Arabic 12 for the witness.) 13 MR. ROCHON: Objection. 14 BY MR. STEINER: 15 Q. I don't remember the name of it. 16 A. There was no office named Marwan 17 Barghouti's office. There is the mobilization and 18 organizing office. 19 Q. Thank you. Who paid for that office? 20 A. The movement. 21 Q. You mean PA, PLO, Fatah? 22 A. Fatah. 23 Q. Okay. 24 Now, sir, are you familiar with an organization 25 called Black September?</p>	<p>1 Confidential - A. Qurei 2 BY MR. STEINER: 3 Q. If it's not an organization, sir, who -- 4 what did it consist of? 5 A. I don't know. 6 Q. Who was in it? 7 A. I don't know. 8 Q. Did the PLO fund Black September 9 activities? 10 A. I don't know, but I don't believe so. 11 Q. Did the PLO give instructions to Black 12 September? 13 A. (Begins speaking in Arabic). 14 (Thereupon, the interpreter then 15 begins to confer with the witness in 16 Arabic.) 17 THE INTERPRETER: "I really don't 18 know, but I don't believe so." 19 BY MR. STEINER: 20 Q. Did Black September advance the goals of 21 the PLO? 22 (Thereupon, the interpreter then 23 begins to translate the record into Arabic 24 for the witness.) 25 MR. ROCHON: I am going to object.</p>

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<p>1 Confidential - A. Qurei</p> <p>2 Given the witness's previous</p> <p>3 description of Black September, I think</p> <p>4 the question is based on a fact not in</p> <p>5 evidence.</p> <p>6 BY MR. STEINER:</p> <p>7 Q. You can answer, sir.</p> <p>8 A. What was the question?</p> <p>9 Q. Did Black September advance the goals of</p> <p>10 the PLO?</p> <p>11 A. The goals of the PLO are very clear.</p> <p>12 Black September --</p> <p>13 I do not know that it is an organization. It</p> <p>14 was a phenomenon that existed for a certain period</p> <p>15 of time, and it's gone.</p> <p>16 Q. Are you familiar with an individual named</p> <p>17 Abu Daoud?</p> <p>18 A. Abu Daoud?</p> <p>19 Q. Yes.</p> <p>20 A. If I know him personally?</p> <p>21 Q. Are you aware of -- are you familiar with</p> <p>22 him?</p> <p>23 A. He was with me at the classroom, at</p> <p>24 school.</p> <p>25 (Speaking in English) At school, but I was</p>	<p>1 Confidential - A. Qurei</p> <p>2 Q. Palestinian who?</p> <p>3 THE INTERPRETER: "Leaderships."</p> <p>4 Leaders, leaderships.</p> <p>5 BY MR. STEINER:</p> <p>6 Q. Aren't there streets in areas that are</p> <p>7 controlled by the Palestinian Authority which are</p> <p>8 named in memory of individuals that launched attacks</p> <p>9 against Israel?</p> <p>10 A. It's possible. I don't know. I'm not</p> <p>11 sure, but it's possible. Not because they committed</p> <p>12 that, but because they are freedom fighters.</p> <p>13 Q. Isn't there a museum within the areas</p> <p>14 controlled by the Palestinian Authority which</p> <p>15 displays figures of Arabs that launched attacks</p> <p>16 against Israel who are now martyred?</p> <p>17 (Thereupon, the interpreter then</p> <p>18 begins to translate the record into Arabic</p> <p>19 for the witness.)</p> <p>20 MR. ROCHON: Objection. Please</p> <p>21 finish that.</p> <p>22 (Thereupon, the interpreter continues</p> <p>23 to translate the record into Arabic to the</p> <p>24 witness.)</p> <p>25 MR. ROCHON: So -- objection. We</p>
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<p>1 Confidential - A. Qurei</p> <p>2 never connected to him directly in any work.</p> <p>3 Q. Where was that, sir? Which school did</p> <p>4 you attend with him?</p> <p>5 A. In Jerusalem. Rashdiyyah Omaryyah.</p> <p>6 (Thereupon, an informal discussion was</p> <p>7 held off the record.)</p> <p>8 BY MR. STEINER:</p> <p>9 Q. Sir, is there a formal body in the</p> <p>10 Palestinian Authority that's responsible for the</p> <p>11 naming of public streets and public squares?</p> <p>12 THE INTERPRETER: "Formal body"?</p> <p>13 BY MR. STEINER:</p> <p>14 Q. Is there a formal body in the Palestinian</p> <p>15 Authority that's responsible for the naming of</p> <p>16 public streets and public buildings?</p> <p>17 A. The concerned ministries.</p> <p>18 Q. And sir, aren't streets and buildings</p> <p>19 named after --</p> <p>20 Weren't streets and buildings within areas</p> <p>21 controlled by the Palestinian Authority named after</p> <p>22 individuals that launched attacks against the state</p> <p>23 of Israel with suicide bombers?</p> <p>24 A. My knowledge is that it's names of</p> <p>25 Palestinian leaderships.</p>	<p>1 Confidential - A. Qurei</p> <p>2 have a time frame for this case.</p> <p>3 To the degree this kind of stuff</p> <p>4 would be relevant, it would have to be a</p> <p>5 time frame that possibly could have</p> <p>6 prompted this act. You didn't give a time</p> <p>7 frame for your question.</p> <p>8 MR. STEINER: I'm not sure I agree</p> <p>9 with you. It certainly goes to state of</p> <p>10 mind.</p> <p>11 MR. ROCHON: State of mind in 2010 is</p> <p>12 not causation for 2002. You guys made</p> <p>13 proffer to have this man come, made a lot</p> <p>14 of long arguments, now you are asking him</p> <p>15 about street naming?</p> <p>16 MR. STEINER: Yeah.</p> <p>17 MR. ROCHON: This is -- you know, you</p> <p>18 made representations to the Court to get</p> <p>19 him here. You've covered the areas that</p> <p>20 prompted him having to come here.</p> <p>21 MR. STEINER: Uh-huh.</p> <p>22 MR. ROCHON: And now you're just</p> <p>23 engaging in some kind of random questions</p> <p>24 on some other agenda that can't be this</p> <p>25 case.</p>

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<p>1 Confidential - A. Qurei</p> <p>2 Q. It's on Exhibit 4, for the record.</p> <p>3 A. Do you want me to discuss this matter?</p> <p>4 Q. No.</p> <p>5 (Thereupon, an informal discussion was</p> <p>6 held off the record.)</p> <p>7 MR. ROCHON: Do you guys want to go</p> <p>8 outside?</p> <p>9 MR. STEINER: No. I will just move</p> <p>10 to strike the witness's question and the</p> <p>11 response. It's a deposition where I pose</p> <p>12 the questions.</p> <p>13 BY MR. STEINER:</p> <p>14 Q. Okay. Sir, you mentioned earlier that</p> <p>15 you are the head of the Jerusalem department of the</p> <p>16 PLO, correct?</p> <p>17 A. Yes.</p> <p>18 Q. And do you meet with foreign officials as</p> <p>19 part of your duties as head of that department?</p> <p>20 A. I have always been meeting with foreign</p> <p>21 persons.</p> <p>22 Q. And that's also true in your capacity as</p> <p>23 head of the Jerusalem department of the PLO, in that</p> <p>24 capacity you also met with the foreign officials?</p> <p>25 A. Yes.</p>	<p>1 Confidential - A. Qurei</p> <p>2 these foreign officials?</p> <p>3 MR. ROCHON: Objection.</p> <p>4 The witness is not going to answer</p> <p>5 questions about the diplomatic relations</p> <p>6 of the PLO. Move on, please.</p> <p>7 BY MR. STEINER:</p> <p>8 Q. Well, have you spoken out against the</p> <p>9 Judaization of Israel?</p> <p>10 A. Yes.</p> <p>11 Q. And what do you mean by "the Judaization</p> <p>12 of Jerusalem"?</p> <p>13 A. I mean this -- this is a sacred city, and</p> <p>14 I meant Judaization and Israelization.</p> <p>15 Israelization is to empty the city from its -- its</p> <p>16 Palestinian population through measurements and</p> <p>17 practices that are very strange and tough, and this</p> <p>18 includes demolishing of homes -- of their homes.</p> <p>19 It includes the issuance of IDs and permits and</p> <p>20 the right to -- to stay or reside in their city, and</p> <p>21 this involves the checkpoints that have completely</p> <p>22 closed the city. Now the city is almost closed by</p> <p>23 military checkpoints. No one can enter without a</p> <p>24 permit. This is regarding the population. That is</p> <p>25 why it is a matter of making things difficult in</p>
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<p>1 Confidential - A. Qurei</p> <p>2 Q. And who are the foreign officials that</p> <p>3 you have met in this capacity?</p> <p>4 A. You mean when? At that time? At that</p> <p>5 date? On that date?</p> <p>6 Q. I am talking specifically about the time</p> <p>7 you were appointed head of the Jerusalem department</p> <p>8 of the PLO until today.</p> <p>9 A. I met with all the representatives that</p> <p>10 we have, and I met with foreign -- with the foreign</p> <p>11 ministers, visiting foreign ministers --</p> <p>12 Q. Can you just very briefly describe for</p> <p>13 me --</p> <p>14 A. -- and I met with some Israelis.</p> <p>15 Q. Okay, and can you briefly describe for me</p> <p>16 who some of the foreign officials are that you've</p> <p>17 met with in this capacity?</p> <p>18 A. I'm not supposed to submit a report about</p> <p>19 whom I met with.</p> <p>20 Q. Well, are you required to get their</p> <p>21 permission each time you meet with foreign officials</p> <p>22 from the PLO? And from the PLO, I mean from the</p> <p>23 Executive Committee?</p> <p>24 A. No. That's my work.</p> <p>25 Q. What type of things do you discuss with</p>	<p>1 Confidential - A. Qurei</p> <p>2 addition to confiscation of lands and construction</p> <p>3 of settlements.</p> <p>4 As for Judaization, it means close the city and</p> <p>5 try to isolate it from its population and building</p> <p>6 those new -- those Israeli cities around it, and the</p> <p>7 old city -- the excavation work that we -- that they</p> <p>8 do unilaterally and we do not accept, we do not</p> <p>9 approve of, they do it by force, but by this, they</p> <p>10 will not get it. Let me tell you.</p> <p>11 Jerusalem is the most important issue to you</p> <p>12 guys. It's important, but to us, it's a matter of</p> <p>13 history. It's a matter of history. No Palestinian</p> <p>14 state and no peace without Jerusalem. I have said</p> <p>15 it to all Israelis that I negotiated with.</p> <p>16 (Speaking in English) I said it to Olmert, the</p> <p>17 prime minister.</p> <p>18 (Thereupon, an informal discussion was</p> <p>19 held off the record.)</p> <p>20 THE WITNESS: And this is a fact that</p> <p>21 is not recognized. If it is not</p> <p>22 recognized, it will be the recipe for</p> <p>23 violence and terrorism. This was the</p> <p>24 situation, has only been official to the</p> <p>25 power of -- through the forces of radical</p>

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<p>1 Confidential - A. Qurei</p> <p>2 powers, radicalism, extremism, radicalism</p> <p>3 which extend from Kabul to Casablanca.</p> <p>4 The Israeli radicalism as well.</p> <p>5 These are the ones who pushed things in</p> <p>6 that direction. The direction of more</p> <p>7 extremism and inability to achieve peace.</p> <p>8 We are one of those who still believe that</p> <p>9 there is a possibility for peace, and I am</p> <p>10 one of those who still believes that it is</p> <p>11 possible, it is attainable; but to make it</p> <p>12 happen, that -- that -- there are certain</p> <p>13 requirements.</p> <p>14 First, you must provide the necessary</p> <p>15 atmosphere. You must stop all suppressive</p> <p>16 measurements against Palestinians. Those</p> <p>17 measurements have been extremely tough and</p> <p>18 atrocious. I am the son of Abu Dis. Abu</p> <p>19 Dis is two kilometers away from Jerusalem,</p> <p>20 from the old city. When I was young, I</p> <p>21 used to walk to school. Now I have to go</p> <p>22 around for an hour to get here.</p> <p>23 This is not a normal situation. It</p> <p>24 is not a healthy situation, I am telling</p> <p>25 you. I am saying this because this is an</p>	<p>1 Confidential - A. Qurei</p> <p>2 was the one who handled that mission. I</p> <p>3 was the prime minister, and I brought them</p> <p>4 together in all areas, so if good</p> <p>5 intentions were not there, we will</p> <p>6 continue in this vicious cycle, and there</p> <p>7 will be --</p> <p>8 We will be looking for trivial things</p> <p>9 when the real issue is big and</p> <p>10 complicated. The factors involved in it</p> <p>11 when the international and regional</p> <p>12 ramifications are big. Therefore, I -- I</p> <p>13 am hopeful -- despite what I have heard in</p> <p>14 this session, I am hopeful that the -- the</p> <p>15 spirit of peace will prevail. No future</p> <p>16 for us and no future for Israel without</p> <p>17 peace.</p> <p>18 BY MR. STEINER:</p> <p>19 Q. Is the Judaization of Jerusalem a verb?</p> <p>20 Judaization? Is that a verb that you've created?</p> <p>21 A. No. I do not coin words. This is a term</p> <p>22 that really describes their -- those practices.</p> <p>23 Look, the most dangerous thing -- the most dangerous</p> <p>24 thing that could occur in this case is that the</p> <p>25 attempt to demolish Al-Aqsa and the attempt to</p>
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<p>1 Confidential - A. Qurei</p> <p>2 official meeting, official session.</p> <p>3 Israelis can by force make the</p> <p>4 situation stay like this for a certain</p> <p>5 period of time, but it cannot keep it --</p> <p>6 keep the situation forever, and we can</p> <p>7 live under these circumstances for a</p> <p>8 certain period of time, but we cannot stay</p> <p>9 and live like this forever.</p> <p>10 Islamic and Arab countries to whom</p> <p>11 Jerusalem is an important thing can -- can</p> <p>12 be silent for a certain period of time,</p> <p>13 but cannot remain silent forever. I am</p> <p>14 hopeful that the American efforts which</p> <p>15 are being exerted now will be successful</p> <p>16 and again accomplish a result. Otherwise,</p> <p>17 frustration, despair will be the natural</p> <p>18 outcome.</p> <p>19 The Al Aqsa Intifada had been after</p> <p>20 the -- after what happened when Sharon</p> <p>21 came to visit. A group of young people</p> <p>22 went on a demonstration. They were</p> <p>23 attacked. There was a reaction, and</p> <p>24 things developed until we -- in order for</p> <p>25 us to contain it, it took us years, and I</p>	<p>1 Confidential - A. Qurei</p> <p>2 change the cultural features and the historical and</p> <p>3 cultural features of the city unilaterally -- this</p> <p>4 will destroy everything. This is what I mean by</p> <p>5 Judaization.</p> <p>6 Q. Sir, you would certainly agree there are</p> <p>7 Jews who have held property and owned property in</p> <p>8 Jerusalem for hundreds of years, wouldn't you?</p> <p>9 (Thereupon, the interpreter then</p> <p>10 begins to translate the record into Arabic</p> <p>11 for the witness.)</p> <p>12 MR. ROCHON: Just -- just -- please</p> <p>13 finish your translation, but I have an</p> <p>14 objection.</p> <p>15 THE INTERPRETER: I'm done.</p> <p>16 MR. STEINER: You've finished the</p> <p>17 question?</p> <p>18 THE INTERPRETER: Yes.</p> <p>19 MR. ROCHON: We are not here to</p> <p>20 debate the politics.</p> <p>21 MR. STEINER: He opened the door.</p> <p>22 MR. ROCHON: No, no. You asked --</p> <p>23 you asked a political question, you get</p> <p>24 the political answer. You asked a</p> <p>25 question whispered in your ear instead of</p>

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<p>1 Confidential - A. Qurei</p> <p>2 a question relevant to the case.</p> <p>3 This is the same thing that happened</p> <p>4 at the last deposition. We're not here to</p> <p>5 debate this. You didn't need to ask that</p> <p>6 question, but if you ask that political</p> <p>7 question, which has nothing to do with</p> <p>8 this case, you're going to get this.</p> <p>9 BY MR. STEINER:</p> <p>10 Q. Is there land that was owned by Jews in</p> <p>11 Jerusalem for hundreds of years?</p> <p>12 A. There are -- there are possibly some</p> <p>13 properties, because this country has never</p> <p>14 discriminated on a racial basis. Allow me, please.</p> <p>15 Nobody -- no offense to anyone. There is</p> <p>16 racial discrimination now. There was nothing</p> <p>17 before.</p> <p>18 Q. And you don't consider the term</p> <p>19 "Judaization" racial discrimination?</p> <p>20 A. I'm sorry, no. It was this city has</p> <p>21 certain -- certain style, vision, Christian,</p> <p>22 Islamic, Jewish, and tampering with that style is</p> <p>23 destructive, because they have the power to do it.</p> <p>24 Q. Well, this city is divided into areas</p> <p>25 which are inhabited by all the people that you just</p>	<p>1 Confidential - A. Qurei</p> <p>2 MR. McALEER: Counsel, conduct your</p> <p>3 deposition.</p> <p>4 MR. STEINER: Why are you staring at</p> <p>5 me?</p> <p>6 MR. McALEER: I'm not staring at you.</p> <p>7 You are the one asking questions.</p> <p>8 MR. STEINER: He was responding. You</p> <p>9 are sitting there giving me this nasty</p> <p>10 look. Is everything all right?</p> <p>11 MR. McALEER: I'm absolutely fine,</p> <p>12 Counsel.</p> <p>13 BY MR. STEINER:</p> <p>14 Q. Has Judaization occurred in the Armenian</p> <p>15 quarter?</p> <p>16 (Thereupon, the interpreter then</p> <p>17 begins to translate the record into Arabic</p> <p>18 for the witness.)</p> <p>19 MR. ROCHON: Objection. Objection.</p> <p>20 Just --</p> <p>21 We're not here to have a political,</p> <p>22 philosophical debate on these very</p> <p>23 important issues.</p> <p>24 MR. STEINER: Don't give speaking</p> <p>25 objections. I'm asking the question, and</p>
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<p>1 Confidential - A. Qurei</p> <p>2 mentioned, correct, Christians, Armenians, Muslims.</p> <p>3 (Thereupon, the interpreter then</p> <p>4 begins to translate the record into Arabic</p> <p>5 for the witness.)</p> <p>6 MR. ROCHON: Objection.</p> <p>7 THE WITNESS: I -- I -- I have a</p> <p>8 counter -- I have a counterargument. Then</p> <p>9 we will engage in historical argument.</p> <p>10 BY MR. STEINER:</p> <p>11 Q. If you can, give me a yes or a no</p> <p>12 response. Does the city have areas which are --</p> <p>13 (Thereupon, the interpreter begins to</p> <p>14 translate the question into Arabic for the</p> <p>15 witness.)</p> <p>16 THE INTERPRETER: "Of course. They</p> <p>17 used to live in the city. They existed --</p> <p>18 they never denied their existence, but</p> <p>19 they deny our existence.</p> <p>20 "The Judaization is a process of land</p> <p>21 confiscation, and the Israelization is the</p> <p>22 attempt to expel, evacuate the city of its</p> <p>23 population."</p> <p>24 MR. STEINER: Why are you staring at</p> <p>25 me?</p>	<p>1 Confidential - A. Qurei</p> <p>2 my position is it goes to bias. If you</p> <p>3 want to direct him not to answer, direct</p> <p>4 him not to answer.</p> <p>5 MR. ROCHON: He already said he's</p> <p>6 used the term. You got what you want.</p> <p>7 MR. STEINER: Are you directing him</p> <p>8 not to answer?</p> <p>9 MR. ROCHON: What? No, I'm not</p> <p>10 directing him not to answer. I'm asking</p> <p>11 you not to ask political questions.</p> <p>12 BY MR. STEINER:</p> <p>13 Q. Yes or no?</p> <p>14 Has Judaization occurred in the Armenian</p> <p>15 quarter? What you described as Judaization?</p> <p>16 A. In the whole city. In the entire city.</p> <p>17 Please listen to me. Don't listen to that other</p> <p>18 one. (Speaking in English) Listen to me. When the</p> <p>19 city was occupied in 1967, its area -- its area was</p> <p>20 6.7 square kilometers.</p> <p>21 The city now is 72 square kilometers, and the</p> <p>22 plan that is -- that was prepared by Israel for the</p> <p>23 year 222 Metropolitan Jerusalem is we make the city</p> <p>24 440 square kilometers.</p> <p>25 This is a unilateral action from one side</p>

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<p>1 Confidential - A. Qurei</p> <p>2 against the will of the Palestinians, who are under</p> <p>3 the occupation.</p> <p>4 MR. ROCHON: Given the time --</p> <p>5 MR. STEINER: Right. We are almost</p> <p>6 done. Sure.</p> <p>7 BY MR. STEINER:</p> <p>8 Q. Sir, while I understand and appreciate</p> <p>9 your position, I'm sure you would agree that there</p> <p>10 are those who have different opinions, and there are</p> <p>11 arguments on the other side as well, correct?</p> <p>12 Without getting into all of that --</p> <p>13 A. We are all supposed to reach -- to</p> <p>14 respect each other until we reach a solution.</p> <p>15 I'm -- not to make force the decisive factor.</p> <p>16 (Thereupon, an informal discussion was</p> <p>17 held off the record.)</p> <p>18 BY MR. STEINER:</p> <p>19 Q. Sir, two or three more questions. Just</p> <p>20 two or three more questions. Thank you.</p> <p>21 If a Jew builds on land in East Jerusalem that</p> <p>22 has been owned by Jews for hundreds of years, is</p> <p>23 that Judaization?</p> <p>24 A. No one confiscates someone else's land if</p> <p>25 it was in his name, but I do not accept the</p>	<p>1 Confidential - A. Qurei</p> <p>2 remember that?</p> <p>3 A. Like there are in Jerusalem.</p> <p>4 Q. Was that Judaization also?</p> <p>5 A. No. Let's not oversimplify it. This is</p> <p>6 a city under occupation, and it's a -- it's a --</p> <p>7 it's an issue subject to negotiations. I -- I am</p> <p>8 not going to impose anything against them except</p> <p>9 that what we both agree on, and they should not</p> <p>10 impose anything on me. In the same fashion, nothing</p> <p>11 should be imposed against us unless we agree on it.</p> <p>12 What is going on it is unilateral action.</p> <p>13 One of the important items in the Oslo Accords</p> <p>14 provides that neither one -- neither one of the two</p> <p>15 sides has the right to do any act unilaterally</p> <p>16 that -- which could prejudice the outcome of the</p> <p>17 permanent state of negotiations. Now, what's</p> <p>18 happening now is a prejudice, is prejudice,</p> <p>19 prejudicial, and it's imposition of --</p> <p>20 MS. DAIBAS: De facto situation.</p> <p>21 THE INTERPRETER: "De facto</p> <p>22 situation."</p> <p>23 MR. STEINER: Sir, I have no further</p> <p>24 questions for you. I thank you very much</p> <p>25 for your time and patience and for coming</p>
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<p>1 Confidential - A. Qurei</p> <p>2 reasoning that is based on 3,000 years old history.</p> <p>3 Otherwise, I would say yeah, in the Philippines we</p> <p>4 will claim Mecca, because it's Muslim.</p> <p>5 Q. Sir, do you remember earlier in this</p> <p>6 deposition --</p> <p>7 A. Some understanding could be reached.</p> <p>8 It's possible. It's possible to negotiate the</p> <p>9 status of the city. How the status will be so that</p> <p>10 all Jews feel that it is theirs, and Muslims feel it</p> <p>11 is theirs, and Christians feel it is theirs, that's</p> <p>12 possible, doable.</p> <p>13 But to come and tell me this is what I want and</p> <p>14 you can bang your head against the wall, that</p> <p>15 doesn't work.</p> <p>16 Q. Earlier on in this deposition, there was</p> <p>17 a point in time when an Israeli attorney entered the</p> <p>18 room --</p> <p>19 A. Yes.</p> <p>20 Q. -- Avi Har-Zahav, and you asked who he</p> <p>21 was. Do you remember that?</p> <p>22 A. Yes.</p> <p>23 Q. And then you went on to describe how</p> <p>24 "There are so many of them. They are outnumbering</p> <p>25 us. There are always so many of them." Do you</p>	<p>1 Confidential - A. Qurei</p> <p>2 today.</p> <p>3 I wish you continued good health with</p> <p>4 your eye, and I also wish you success in</p> <p>5 your peace negotiations.</p> <p>6 THE WITNESS: Thank you by (sic) your</p> <p>7 help.</p> <p>8 MR. ROCHON: Sir, let's take five</p> <p>9 minutes, and then we will see if we have</p> <p>10 any questions.</p> <p>11 THE VIDEOGRAPHER: Off the record.</p> <p>12 The time is 5:08.</p> <p>13 This is the end of Tape No. 5 in the</p> <p>14 deposition of Ahmed Qurei.</p> <p>15 (Recess taken at 5:08 p.m.)</p> <p>16 (Resumed at 5:16 p.m.)</p> <p>17 (Thereupon, a document was marked by</p> <p>18 the reporter as Plaintiffs Qurei Exhibit 7</p> <p>19 for identification.)</p> <p>20 THE VIDEOGRAPHER: Back on the</p> <p>21 record. The time is 5:16. This is Tape</p> <p>22 No. 6 in the deposition of Ahmed Qurei.</p> <p>23 MR. ROCHON: Thank you.</p> <p>24 During the break, plaintiff's counsel</p> <p>25 and I agreed to have a document marked as</p>